

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

SOCIETE GENERALE PRIVATE BANKING
(SUISSE) S.A. (f/k/a SG Private Banking Suisse
S.A.); SOCIETE GENERALE PRIVATE
BANKING (LUGANO-SVIZZERA) S.A. (f/k/a SG
Private Banking (Lugano-Svizzera) S.A.);
SOCGEN NOMINEES (UK) LIMITED; LYXOR
ASSET MANAGEMENT S.A., as Successor in
Interest to Barep Asset Management S.A.;
SOCIETE GENERALE HOLDING DE
PARTICIPATIONS S.A., as Successor in Interest
to Barep Asset Management S.A.; SG AM AI
PREMIUM FUND L.P. (f/k/a SG AM Alternative
Diversified U.S. L.P.); LYXOR ASSET
MANAGEMENT INC. (f/k/a SGAM Asset
Management, Inc.), as General Partner of SG AM
AI Premium Fund L.P.; SG AUDACE
ALTERNATIF (f/k/a SGAM AI Audace
Alternatif); SGAM AI EQUILIBRIUM FUND
(f/k/a SGAM Alternative Multi Manager

Adv. Pro. No. 12-01677 (SMB)

**CERTIFICATION TO COURT OF
APPEALS BY ALL PARTIES¹**

¹ This certification complies with Official Bankruptcy Form 424.

Diversified Fund); LYXOR PREMIUM FUND (f/k/a SGAM Alternative Diversified Premium Fund); SOCIETE GENERALE S.A., as Trustee for Lyxor Premium Fund; SOCIETE GENERALE BANK & TRUST S.A.; OFI MGA ALPHA PALMARES (f/k/a Oval Alpha Palmares); OVAL PALMARES EUROPLUS; UMR SELECT ALTERNATIF; and BANK AUDI S.A.M.- AUDI SARADAR GROUP (f/k/a Dresdner Bank Monaco S.A.M.);

Defendants.

A notice of appeal having been filed in the above-styled matter on March 16, 2017 (ECF No. 118), Irving H. Picard (the “Trustee”), as trustee of the substantively consolidated liquidation proceeding of Bernard L. Madoff Investment Securities LLC (“BLMIS”), under the Securities Investor Protection Act (“SIPA”), 15 U.S.C. §§ 78aaa, *et seq.*, and the estate of Bernard L. Madoff, individually, and Societe Generale Private Banking (Suisse) S.A. (f/k/a SG Private Banking Suisse S.A.); Societe Generale Private Banking (Lugano-Svizzera) S.A. (f/k/a SG Private Banking (Lugano-Svizzera) S.A.); Socgen Nominees (UK) Limited; Lyxor Asset Management S.A., as successor in interest to Barep Asset Management S.A.; Societe Generale Holding de Participations S.A., as successor in interest to Barep Asset Management S.A.; SG Audace Alternatif (f/k/a SGAM AI Audace Alternatif); SGAM AI Equilibrium Fund (f/k/a SGAM Alternative Diversified Fund); SG AM AI Premium Fund L.P. (f/k/a SG AM Alternative Diversified U.S. L.P.); Lyxor Asset Management Inc. (f/k/a SGAM Asset Management, Inc.), as General Partner of SG AM AI Premium Fund L.P.; Lyxor Premium Fund (f/k/a SGAM Alternative Multi Manager Diversified Fund); Societe Generale S.A., as trustee for Lyxor Premium Fund; Societe Generale Bank & Trust S.A.; OFI MGA Alpha Palmares (f/k/a Oval Alpha Palmares); Oval Palmares Europlus; UMR Select Alternatif; and Bank Audi S.A.M.- Audi

Saradar Group (f/k/a Dresdner Bank Monaco S.A.M.), who are the appellant and all the appellees, hereby certify to the court under 28 U.S.C. § 158(d)(2)(A) that a circumstance specified in 28 U.S.C. § 158(d)(2) exists as stated below.

Leave to appeal in this matter:

- ☐ is required under 28 U.S.C. § 158(a)
☒ is not required under 28 U.S.C. § 158(a)

This certification arises in an appeal from a final judgment, order, or decree of the United States Bankruptcy Court for the Southern District of New York entered on March 6, 2017 (ECF No. 117).

An immediate appeal from the judgment, order, or decree may materially advance the progress of the case or proceeding in which the appeal is taken. *See* 28 U.S.C. § 158(d)(2)(A)(iii).

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SIGNED: April 4, 2017
New York, New York

By: /s/ Howard L. Simon
Windels Marx Lane & Mittendorf, LLP
156 West 56th Street
New York, New York 10019
Tel: (212) 237-1000
Fax: (212) 262-1215
Howard L. Simon (hsimon@windelsmarx.com)
Kim M. Longo (klongo@windelsmarx.com)
Antonio J. Casas (acasas@windelsmarx.com)

*Special Counsel to Irving H. Picard, Trustee
for the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and the Estate of Bernard L.
Madoff*

By: /s/ John F. Zulack
**Flemming Zulack Williamson Zauderer
LLP**
One Liberty Plaza
New York, New York 10006
Tel: (212) 412-9550
Fax: (212) 964-9200
John F. Zulack (jzulack@fzwz.com)

*Attorneys for Appellees Societe Generale
Private Banking (Suisse) S.A.; Societe
Generale Private Banking (Lugano-Svizzera)
S.A.; Socgen Nominees (UK) Limited; Lyxor
Asset Management S.A.; Societe Generale
Holding de Participations S.A.; SG Audace
Alternatif; SGAM AI Equilibrium Fund; SG
AM AI Premium Fund L.P.; Lyxor Asset
Management Inc.; Lyxor Premium Fund;
Societe Generale S.A.; and Societe Generale
Bank & Trust S.A.*

By: /s/ Brian J. Butler
Bond, Schoeneck & King PLLC
One Lincoln Center
110 West Fayette Street
Syracuse, New York 13202-1355
Tel: (315) 218-8000
Fax: (315) 218-8100
Brian J. Butler (bbutler@bsk.com)

*Attorneys for Appellees OFI MGA Alpha
Palmares; Oval Palmares Europlus; and
UMR Select Alternatif*

By: /s/ Gary J. Mennitt

Dechert LLP

1095 Avenue of the Americas

New York, New York 10036-6797

Tel: (212) 698-3500

Fax: (212) 698-3599

Gary J. Mennitt (gary.mennitt@dechert.com)

*Attorneys for Appellee Bank Audi S.A.M.-
Audi Saradar Group*